

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JENNIFER DOLLIVER.

Plaintiff,

v.

CAROLYN W. COLVIN, Acting
Commissioner of the Social Security
Administration.

Defendant.

CASE NO. 13-cv-05665 RBL

**REPORT AND RECOMMENDATION
ON STIPULATED MOTION FOR
REMAND**

This matter has been referred to Magistrate Judge J. Richard Creature pursuant to 28

U.S.C. § 636(b)(1)(B) and Local Magistrates Rule MJR 4(a)(4), and as authorized by *Mathews*, *Secretary of H.E.W. v. Weber*, 423 U.S. 261 (1976). This matter is before the Court on defendant's stipulated motion to remand the matter to the administration for further consideration. (ECF No. 25.)

After reviewing defendant's stipulated motion and the relevant record, the undersigned recommends that the Court grant defendant's motion, and reverse and remand this matter to the Acting Commissioner pursuant to sentence four of 42 U.S.C. § 405(g).

1 On remand, based on the parties' stipulation, this Court recommends that the
2 Administrative Law Judge ("ALJ") conduct a *de novo* hearing; obtain additional evidence; and
3 reevaluate the opinions provided by Dr. Norris and Ms. Huffman. The ALJ also should evaluate
4 anew plaintiff's allegations and the third party statement of Ms. Gregson.

5 Plaintiff will be entitled to reasonable attorney's fees and costs pursuant to the Equal
6 Access to Justice Act, 28 U.S.C. § 2412(d), following proper request to this Court.

7 Given the facts and the parties' stipulation, the Court recommends that the District Judge
8 immediately approve this Report and Recommendation and order that the case be **REVERSED**
9 and **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g).

10 Dated this 24th day of January, 2014.

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12 J. Richard Creatura
13 United States Magistrate Judge
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